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Date: December 22, 2003  
To: Office of Publications  
Examiner: Simone, Timothy F.  
Art Unit: 1761  
Fax No.: 703-872-9306  
From: Stephen P. Burr  
Subject: U.S. Application Ser. No. 10/607,742  
Filed: June 27, 2003  
Conf. No.: 7586  
Title: FRYER  
Our Ref.: 939\_047

You should receive 12 page(s) including this cover sheet. If you do not receive all pages, please call (315) 233-8300.

**CERTIFICATION OF FACSIMILE TRANSMISSION**

I hereby certify that the following paper(s) is/are being facsimile transmitted to 703-872-9306 at the Patent and Trademark Office on December 22, 2003:

- Second Request For Acknowledgment of Receipt and Consideration of Information Disclosure Statements \_1\_ page
- Courtesy copy of the Information Disclosure Statements filed September 16, 2003 and November 7, 2003, including copies of the Form PTO-1449, postcard receipts and Express Mail receipts \_10\_ pages
- This Cover Sheet \_1\_ page

Total Pages

12

  
Melissa T. Kuczynski

IMPORTANT - THIS MESSAGE IS INTENDED ONLY FOR THE USE OF THE INDIVIDUAL OR ENTITY TO WHICH IT IS ADDRESSED, AND MAY CONTAIN INFORMATION THAT IS PRIVILEGED, CONFIDENTIAL AND EXEMPT FROM DISCLOSURE UNDER APPLICABLE LAW. IF THE READER OF THIS MESSAGE IS NOT THE INTENDED RECIPIENT, OR THE EMPLOYER OR AGENT RESPONSIBLE TO DELIVER IT TO THE INTENDED RECIPIENT, YOU ARE HEREBY NOTIFIED THAT READING, DISSEMINATING, DISTRIBUTING OR COPYING THIS COMMUNICATION IS STRICTLY PROHIBITED. IF YOU HAVE RECEIVED THIS COMMUNICATION IN ERROR, PLEASE IMMEDIATELY NOTIFY US BY TELEPHONE, AND DESTROY THE COMMUNICATION. THANK YOU.

Practitioner's Docket No.: 939\_047

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the application of: Akira SUZUKI

Ser. No.: 10/607,742

Group Art Unit: 1761

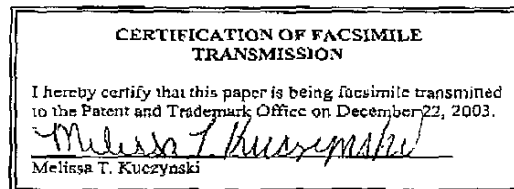
Filed: June 27, 2003

Examiner: Simone, Timothy F.

For: FRYER

Date of mailing of PTOL 85 entitled "Notice of Allowance and Base Issue Fee Due" October 28, 2003

Mail Stop Issue Fee  
Commissioner for Patents  
PO Box 1450  
Alexandria, VA 22313-1450



**SECOND REQUEST FOR ACKNOWLEDGMENT OF RECEIPT AND CONSIDERATION OF INFORMATION DISCLOSURE STATEMENT**

Sir:

Applicants respectfully request the U.S. Patent and Trademark Office to return an initialed copy of the PTO-1449s filed with Information Disclosure Statements on September 16, 2003 and November 7, 2003, as acknowledgment of receipt and consideration thereof. A courtesy copy of the PTO-1449s and Information Disclosure Statements as well as our postcard receipts, are enclosed.

Although the Notice of Allowability lists a PTO-1449 form as an attachment, no such document was attached to the Notice of Allowability.

**This is the second time Applicants have requested that the Examiner acknowledge the Information Disclosure Statements.**

Should additional copies of the references cited in the Information Disclosure Statements be required, the appropriate Patent and Trademark Office official is invited to contact the undersigned at the telephone number set forth below.

December 22, 2003  
Date

Respectfully submitted,

*Stephen P. Burr*  
Stephen P. Burr  
Reg. No. 32,970

SPB/mtk

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P.O. Box 7068  
Syracuse, NY 13261-7068

Customer No.: 25191  
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Facsimile: (315) 233-8320

Your mail room stamp hereon will acknowledge receipt of:

1. Information Disclosure Statement
2. Form PTO-1449
3. 12 References (Refs. AA-AL)

Applicant(s): Akira SUZUKI  
Ser. No.: 10/607,742  
Date Filed: June 27, 2003  
Our Docket No. 939\_047  
Conf. No.: Not Assigned  
Title: FRYER

Date of Mailing: *September 16, 2003*

ALV  
Art Unit: Not Assigned  
Examiner: Not Assigned  
SPB/eav



**COPY**

Practitioner's Docket No.: 939\_047

**PATENT**

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re the application of: Akira SUZUKI

Ser. No.: 10/607,742

Art Unit: Not Assigned

Filed: June 27, 2003

Examiner: Not Assigned

Confirmation No.: Not Assigned

For: FRYER

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail addressed to Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on September 16, 2003.

*Elizabeth A. VanAntwerp*  
Elizabeth A. VanAntwerp

**INFORMATION DISCLOSURE STATEMENT**

Sir:

Pursuant to 37 C.F.R. §1.56, the attention of the Patent and Trademark Office is hereby directed to the references listed on the attached Form PTO-1449. Copies of each of the references listed on Form PTO-1449 are attached.

The above information is presented so that the Patent and Trademark Office may, in the first instance, determine any materiality thereof to the claimed invention. It is respectfully requested that the information be expressly considered during the prosecution of this application, and that these references be made of record therein and appear among the "References Cited" on any patent to issue therefrom.

The Commissioner is hereby authorized to charge any additional fees associated with this communication or credit any overpayment to Deposit Account No. 50-1446.

Respectfully submitted,

September 16, 2003

Date

*Stephen P. Burr*  
Stephen P. Burr  
Reg. No. 32,970

SPB/eav

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Form PTO-1449		<i>Complete if Known</i>	
US DEPARTMENT OF COMMERCE PATENT AND TRADEMARK OFFICE		Application Number	10/607,742
INFORMATION DISCLOSURE STATEMENT BY APPLICANT  (use as many sheets as necessary)		Filing Date	June 27, 2003
		First Named Inventor	Akira SUZUKI
		Art Unit	
		Examiner Name	
		Confirmation No.	
Sheet 1 of 1	Attorney Docket No.	939_047	

## U.S. PATENT DOCUMENTS

Exam. Initial		Document Number	Date	Name	Our Docket No.	Class	Sub Class	Filing Date
	AA	4,913,038	04-03-1990	Burkett et al.				
	AB	4,812,625	03-14-1989	Ceste, Sr.				
	AC	5,186,097	02-16-1993	Vascloff et al.				
	AD	6,018,150	01-25-2000	Maher, Jr.				
	AE	5,575,194	11-19-1996	Maher Jr., et al.				
	AF	4,672,540	06-09-1987	Waugh et al.				
	AG	4,663,710	05-05-1987	Waugh et al.				
	AH	4,858,119	08-15-1989	Waugh et al.				
	AI	5,827,556	10-27-1998	Maher, Jr.				
	AJ	5,596,514	01-21-1997	Maher, Jr. et al.				
	AK	4,601,004	07-15-1986	Holt et al.				
	AL	4,625,086	11-23-1986	Karino				

## FOREIGN PATENT DOCUMENTS

		Document Number	Date	Country	Class	Sub Class	Translation	Abstract

OTHER DOCUMENTS  
(Including Author, Title, Date, Pertinent Pages etc.)**COPY**

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Examiner:		Date Considered:	
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EXAMINER: Initial if citation considered, whether or not citation is in conformance with MPEP 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

Dec-22-2003 09:48am From-BURR AND BROWN

315 233 8320

T-150 P 006/012 F-219

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FROM: (PLEASE PRINT) Burr & Brown, 101 South Salina Street, Syracuse, NY 13202-7000  
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939.047 (SPB/eav)

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1. A Transmittal of Information Disclosure Statement under 37 CFR §1.97(d) (in duplicate)

2. A Certification under 37 CFR §1.97(e)

3. An Information Disclosure Statement

4. Form PTO-1449

5. European Search Report dated September 29, 2003

6. 4 References labeled AM-AP

7. Our check in the amount of \$180.00

Applicant(s): Akira SUZUKI

Ser. No.: 10/607,742

Date Filed: June 27, 2003

Our Docket No. 939\_047

Conf. No.: 7586

Title: FRYER

Art Unit: 1761

Examiner: Timothy F. Simone

SPB/eav

Date of Mailing: November 7, 2003

COPY

Practitioner's Docket No.: 939\_047

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the application of: Akira SUZUKI

Ser. No.: 10/607,742

Art Unit: 1761

Filed: June 27, 2003

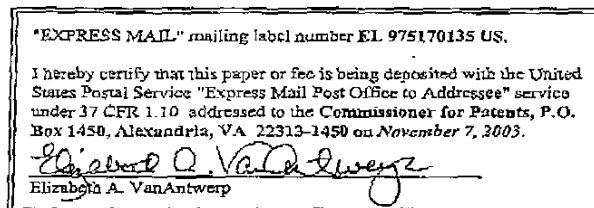
Examiner: Timothy F. Simone

Conf. No.: 7586

For: FRYER

EL 975170135US

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450



TRANSMITTAL OF INFORMATION DISCLOSURE STATEMENT  
UNDER 37 CFR §1.97(d)

TIME OF TRANSMITTAL OF ACCOMPANYING  
INFORMATION DISCLOSURE STATEMENT

1. The information disclosure statement transmitted herewith is being filed *after*:

- (1) a final action under §1.113,
- (2) a notice of allowance under §1.311, or
- (3) an Office Action that closes prosecution,

but before, or simultaneously with, the payment of the issue fee.

STATEMENT AND FEE

2. In accordance with the requirements of 37 CFR §1.97(d):

- A. Accompanying this transmittal is a statement, as specified in 37 CFR §1.97(e).
- B. Applicant(s) submit(s) the submission fee set forth in §1.17(p) (\$180.00).

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Dec-22-2003 09:49am

From-BURR AND BROWN

315 233 8320

T-150 P 008/012 F-219

- 2 -

**METHOD OF PAYMENT OF FEE**

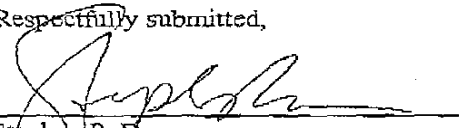
3. [☒] Attached is a check in the amount of \$180.00.  
[ ] Charge Account 50-1446 in the amount of \_\_\_\_\_  
A duplicate of this paper is attached.

If any additional fees are due, please charge Deposit Account 50-1446.

Respectfully submitted,

November 7, 2003

Date

  
Stephen P. Burr  
Reg. No. 32,970

SPB/eav

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Practitioner's Docket No.: 939\_047

**PATENT**

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re patent application of: Akira SUZUKI

Serial No.: 10/607,742

Art Unit: 1761

Filed: June 27, 2003

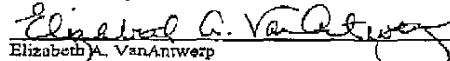
Examiner: Timothy F. Simone

Confirmation No.: 7586

For: FRYER

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

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Elizabeth A. VanAntwerp

**CERTIFICATION UNDER 37 CFR §1.97(e)**

Sir:

[☒] Each item of information contained in the Information Disclosure Statement filed herewith was *first* cited in a communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of this Information Disclosure Statement.

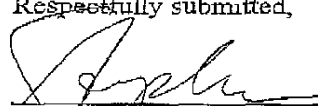
OR

[ ] No item of information in the Information Disclosure Statement filed herewith was cited in a communication from a foreign patent office in a counterpart foreign application or, to my knowledge after making reasonable inquiry, was known to any individual designated in 37 C.F.R. § 1.56(c) more than three months prior to the filing of this Information Disclosure Statement.

Respectfully submitted,

November 7, 2003

Date

  
Stephen P. Burr  
Reg. No. 32,970

SPB/eav

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Syracuse, NY 13261-7068

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Practitioner's Docket No.: 939\_047

**PATENT**

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re the application of: Akira SUZUKI

Ser. No.: 10/607,742

Art Unit: 1761

Filed: June 27, 2003

Examiner: Timothy F. Simone

Confirmation No.: 1586

For: PRYER

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

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*Elizabeth A. VanAntwerp*  
Elizabeth A. VanAntwerp

**INFORMATION DISCLOSURE STATEMENT**

Sir:

Pursuant to 37 C.F.R. §1.56, the attention of the Patent and Trademark Office is hereby directed to the references listed on the attached Form PTO-1449. Copies of each of the references listed on Form PTO-1449 are attached.

Also enclosed is a copy of a European Search Report bearing a mailing date of September 29, 2003 from a corresponding European patent application, and the U.S. PTO is directed thereto for a concise statement of possible relevance of the references cited therein.

U.S. Patent No. 4,601,004 was previously cited in an Information Disclosure Statement dated September 16, 2003.

The above information is presented so that the Patent and Trademark Office may, in the first instance, determine any materiality thereof to the claimed invention. It is respectfully requested that the information be expressly considered during the prosecution of

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- 2 -

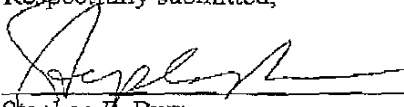
this application, and that these references be made of record therein and appear among the "References Cited" on any patent to issue therefrom.

The Commissioner is hereby authorized to charge any additional fees associated with this communication or credit any overpayment to Deposit Account No. 50-1446.

Respectfully submitted,

November 7, 2003

Date

  
Stephen F. Burr  
Reg. No. 32,970

SPB/eav

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Syracuse, NY 13261-7068

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Form PTO-1449 US DEPARTMENT OF COMMERCE PATENT AND TRADEMARK OFFICE  <b>INFORMATION DISCLOSURE STATEMENT BY APPLICANT</b>  (use as many sheets as necessary)				<i>Complete if Known</i>	
				Application Number	10/607,742
				Filing Date	June 27, 2003
				First Named Inventor	Akira SUZUKI
				Art Unit	1761
				Examiner Name	Timothy F. Simone
Confirmation No.	7586				
Attorney Docket No.	939_047				
Sheet	1	of	1		

## U.S. PATENT DOCUMENTS

Exam. Initial	Document Number	Date	Name	Our Docket No.	Class	Sub Class	Filing Date
AM	4,636,949	01-13-1987	Longabaugh, C.				

## U.S. COPENDING APPLICATIONS

Exam. Initial	Application/ Publication Number	Filing/ Publication Date	Inventor Name	Our Docket No.	Class	Sub Class

## FOREIGN PATENT DOCUMENTS

	Document Number	Date	Country	Class	Sub Class	Translation	Abstract
AN	WO 01/13773	03-01-2001	KR			✓	
AO	2 324 635 A	10-28-1998	GB				
AP	1 172 058 A2	01-16-2002	EP			✓	

 OTHER DOCUMENTS  
 (Including Author, Title, Date, Pertinent Pages etc.)
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Examiner:		Date Considered:	
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EXAMINER: Initial if citation considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance.

PAGE 12/12 \* RCVD AT 12/22/2003 9:48:51 AM [Eastern Standard Time] \* SVR:USPTO-EFXXRF-1/1 \* DNIS:8729306 \* CSID:3152338320 \* DURATION (mm-ss):03-04